

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

CHARLES C. FREENY III, BRYAN E.  
FREENY, and JAMES P. FREENY

Plaintiffs,

v.

BLACKBERRY LIMITED and BLACKBERRY  
CORPORATION,

Defendants.

CASE NO. 2:14-cv-00747-JRG-RSP

CONSOLIDATED

KYOCERA COMMUNICATIONS, INC.

Case No. 2:13-CV-00750-JRG

**JOINT STIPULATION TO DISMISS KYOCERA COMMUNICATIONS, INC.  
WITHOUT PREJUDICE**

Pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs Charles C. Freeny III, Bryan E. Freeny, and James P. Freeny (“Freenys”) and Defendant Kyocera Communications, Inc. (“Kyocera”) hereby stipulate that all pending claims and counterclaims in the above-referenced action, including all claims by the Freenys against Kyocera, and all claims by Kyocera against the Freenys, are hereby dismissed without prejudice. Each party is to bear its own costs and fees.

Dated: November 14, 2014

Respectfully Submitted,

/s/ Christopher D. Banys

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**Attorneys for Defendant and Counter-Plaintiff**  
**KYOCERA COMMUNICATIONS, INC**

**CERTIFICATE OF SERVICE**

I hereby certify that the attached Joint Stipulation To Dismiss Kyocera Communications, Inc. Without Prejudice is being served via the Court's CM/ECF system on November 14, 2014 on all counsel of record who consent to electronic service per Local Rule CV-5(a)(3).

/s/ Georgia P. Golfinopoulos  
Georgia P. Golfinopoulos

**CERTIFICATE OF CONFERENCE**

Pursuant to Local Rule CV-7(i), the undersigned certifies that counsel for Charles C. Freeny III, Bryan E. Freeny, and James P. Freeny has met and conferred with counsel for Kyocera Communications, Inc. regarding this Joint Stipulation To Dismiss Kyocera Communications, Inc. Without Prejudice, and the Parties have agreed to the requested relief and to file the stipulation jointly.

/s/ Christopher D. Banys  
Christopher D. Banys